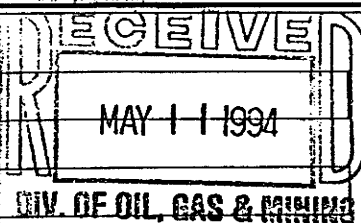




U. S. DEPT. OF THE INTERIOR

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Mine-Site Evaluation Inspection Report



1. Permittee/Person MOUNTAIN COAL COMPANY		9. Permit Number #5 ACT015/004	10. Type a. Permit PP b. RA S
2. Address P.O. BOX 591		11. Inspection Date 04/27/94 <small>MM - DD - YY</small>	12. Inspection Type C
3. City SOMERSET		14. Permit Status A	15. Site Status P1
4. State CO		16. Facility Type B	13. Joint Inspection Y <small>Y/N</small>
5. Zip Code 81434	6. Phone Number 303-929-5015	17. OSM Office # 020	18. RSI # 419
7. Operator if Different than Permittee 		19. Land Code F	20. M.S.H.A. ID # 42-01270
8. Mine Name HUNTINGTON #4		21. State Code 49	22. County Code 015
		23. AVS Permittee Entity ID Number 109235	23b. State Office

24. Performance Standard Categories

Legend: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere

- | | | |
|--|--|---|
| A. Administrative
1. <u>1</u> Mining within Valid Permit
2. <u>1</u> Mining within Bonded Area
3. <u>1</u> Terms & Conditions of Permit
4. <u>1</u> Liability Insurance
5. <u>1</u> Ownership and Control
6. <u>3</u> Temporary Cessation | D. Backfilling & Grading
1. <u>1</u> Exposed Openings
2. <u>1</u> Contemporaneous Reclamation
3. <u>1</u> Approximate Original Contour
4. <u>1</u> Highwall Elimination
5. <u>1</u> Steep Slopes (includes downslope)
6. <u>1</u> Handling of Acid & Toxic Materials
7. <u>1</u> Stabilization (rills and gullies) | H. <u>1</u> Subsidence Control Plan
I. Roads
1. <u>1</u> Road Construction
2. <u>1</u> Certification
3. <u>1</u> Drainage
4. <u>1</u> Surfacing and Maintenance
5. <u>1</u> Reclamation |
| B. Hydrologic Balance
1. <u>1</u> Drainage Control
2. <u>1</u> Inspections & Certifications
3. <u>1</u> Siltation Structures
4. <u>1</u> Discharge Structures
5. <u>1</u> Diversions
6. <u>1</u> Effluent Limits
7. <u>1</u> Ground Water Monitoring
8. <u>1</u> Surface Water Monitoring
9. <u>1</u> Drainage - Acid-Toxic Materials
10. <u>1</u> Impoundments
11. <u>1</u> Stream Buffer Zones | E. Excess Spoil Disposal
1. <u>3</u> Placement
2. <u>3</u> Drainage Control
3. <u>3</u> Surface Stabilization
4. <u>3</u> Inspections & Certifications | J. Signs & Markers
1. <u>1</u> Signs
2. <u>1</u> Markers |
| C. Topsoil & Subsoil
1. <u>1</u> Removal
2. <u>1</u> Substitute Materials
3. <u>1</u> Storage and Protection
4. <u>1</u> Redistribution | F. Coal Mine Waste (Refuse Piles/Impoundments)
1. <u>3</u> Drainage Control
2. <u>3</u> Surface Stabilization
3. <u>3</u> Placement
4. <u>3</u> Inspections and Certifications
5. <u>3</u> Impounding Structures | K. <u>1</u> Distance Prohibitions
L. Revegetation
1. <u>1</u> Vegetative Cover
2. <u>1</u> Timing |
| | G. Use of Explosives
1. <u>3</u> Blaster Certification
2. <u>3</u> Distance Prohibitions
3. <u>3</u> Blast Survey/Schedule
4. <u>3</u> Warnings & Records
5. <u>3</u> Control of Adverse Effects | M. <u>1</u> Postmining Land Use
N. Other
_____ 1) _____
_____ 2) _____
_____ 3) _____ |

25. Inspection Frequency

a. Date of Last State Complete Inspection	01/12/94
Frequency for previous 4 Calendar Qtrs.	
b. Number of required complete inspections	4
c. Number of complete inspections conducted	4

26. Inspection Hours

8.0	a. Permit Review
4.0	b. Inspection Time
6.8	c. Travel Time

27. Bonded Acres

25.0	a. Total bonded
12.5	b. Phase I released
0.0	c. Phase II released

28. Acres

1320.0	a. Permitted
12.5	b. Disturbed (Estimated)

U. S. DEPT. OF THE INTERIOR

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

Mine-Site Evaluation Inspection Report

Permit
Number

ACT/015/004

Inspection
Date

04/27/94

29. Identified Violation Data.

For inspection types C (Complete Random Sample) and SC or SP (Complete or Partial In-depth Review), list all violations present during the current Federal inspection and all violations, cited or uncited, identified in the last State complete inspection report. For any other inspection type, including Federal program inspections, list only violations observed during the current inspection or subject of current Federal follow-up actions.

B Per. Std. Category	C Abated (Y/N)	D State Action	E Reason if Uncited	F Cause	G Seriousness		H Impact	I OSM Action	J OSM Action Number	K Optional
					PEO	Impact				
A. Specific State Law/Regulations Violated: _____ Description: _____										
1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
3	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
4	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
5	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
6	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>
A. Specific State Law/Regulations Violated: _____ Description: _____										
7	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="text" value=""/>	V# <input type="text" value=""/>

D. State Action

- 1) Existed on LSCI, Cited
- 2) Existed on LSCI, Not Cited
- 3) Cited Prior to LSCI, Abatement Pending
- 4) Occurred Since LSCI
- 5) N/A Federal Program
- 6) N/A Permit Defect

E. State's Reason for not Citing Violation

- 1) Not a Violation
- 2) Precluded by State Policy
- 3) Not Included under State Program
- 4) Warning Given in Lieu of a Citation
- 5) Violation Not Recognized
- 6) Practice Allowed under Approved Permit
- 7) Too Minor to Cite
- 8) Working with Operator to Correct
- 9) Other _____

F. Cause

- 1) Permit Defect
- 2) Unusual Weather Conditions
- 3) Unofficial Waiver
- 4) Operator Negligence
- 5) Other _____

G. Probability of

- 1) Event Occurrence
- 2) None or Unlikely
- 3) Likely
- 4) Occurred

H. Impact

- 1) Damage Remains Within the Permit Area
- 2) None or Minor
- 3) Considerable
- 4) Damage Extends Beyond the Permit Area
- 5) None or Minor
- 6) Moderate
- 7) Considerable

I. Obstruction to Enforcement

- 1) None or Minor
- 2) Moderate
- 3) Considerable

J. OSM Action This Inspection

- 1) Deferred to State Action
- 2) TDN Issued
- 3) NOV Issued
- 4) FTA-CO Issued
- 5) IH-CO Issued (Imminent Environmental Harm)
- 6) ID-CO Issued (Imminent Danger to Public)
- 7) Previously Cited by RA, Abatement Pending
- 8) Abated during or before OSM Inspection
- 9) Follow-up of Federal Action

30. Signature

Inspector's Signature

EDZEL PUGH

Inspector's Printed Name

31. OSM
Inspector
ID#

Dated: 05/04/94

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Reviewing
Official:

Review Date:

Page 2 of 3

Revised July 1, 1993

INSPECTION NARRATIVE

Mountain Coal Co.
P.O. Box 591
Somerset, CO 81434

Huntington #4
ACT/015/004

Edzel R. Pugh, OSM
Susan White, DOGM
Dan W. Guy, Co. Consultant
Dana Ballard, Co. Consultant

Weather: Snow storms

A complete, random sample, oversight inspection was conducted at this mine on April 27, 1994. The site was covered with 2 to 3 inches of snow. Mining is complete and Phase I bond release has been granted. The bond has been reduced to \$144,041. Vegetation sampling has been conducted by both, the Permittee and the Division of Oil, Gas and Mining. The Operator submitted a request for Phase II bond release in December 1993. The bond release inspection is scheduled for May 1994.

The U.S. Forest Service Special Use Permits for the pond and weir remain in effect. The Weir is to be removed in May 1994.

All administrative documents appeared to be in compliance. Pond inspections and certifications were current. Water monitoring is being conducted and a new UPDES permit is in effect until 4/3/98. Liability insurance is current.